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FAIR POLITICAL PRACTICES COMMISSION  
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BEFORE THE FAIR POLITICAL PRACTICES COMMISSION  
STATE OF CALIFORNIA

In the Matter of	)	FPPC No.: 02/1076
	)	
DICK FRANK, and RE-ELECT DICK FRANK	)	STIPULATION, DECISION, and
ASSESSOR,	)	ORDER
	)	
Respondents.	)	
	)	

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondents Dick Frank and Re-elect Dick Frank Assessor hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this stipulation to resolve all factual and legal issues raised by this matter and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondents.

Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural rights set forth in sections 83115.5, 11503, and 11523 of the Government Code, and in section 18361 of title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to

1 subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over  
2 the hearing as a hearing officer, and to have the matter judicially reviewed.

3 It is further stipulated and agreed that Respondents Dick Frank and Re-elect Dick Frank Assessor  
4 violated the Political Reform Act by failing to timely file a semi-annual campaign statement by July 31,  
5 2002, for the reporting period February 17 through June 30, 2002, in violation of section 84200,  
6 subdivision (a) (1 count) of the Government Code, as described in Exhibit 1. Exhibit 1 is attached  
7 hereto and incorporated by reference as though fully set forth herein. Exhibit 1 is a true and accurate  
8 summary of the facts in this matter.

9 Respondents agree to the issuance of the decision and order that is attached hereto. Respondents  
10 also agree to the Commission imposing upon them an administrative penalty of Five Thousand Dollars  
11 (\$5,000). A cashier's check from Respondents, in said amount, made payable to the "General Fund of  
12 the State of California," is submitted with this stipulation as full payment of the administrative penalty  
13 and shall be held by the State of California until the Commission issues its decision and order regarding  
14 this matter. The parties agree that in the event the Commission refuses to accept this stipulation, it shall  
15 become null and void, and within fifteen (15) business days after the Commission meeting at which the  
16 stipulation is rejected, all payments tendered by Respondents in connection with this stipulation shall be  
17 reimbursed to Respondents. Respondents further stipulate and agree that in the event the Commission  
18 rejects the stipulation, and a full evidentiary hearing before the Commission becomes necessary, neither  
19 any member of the Commission, nor the Executive Director, shall be disqualified because of prior  
20 consideration of this stipulation.

21  
22 Dated: \_\_\_\_\_

\_\_\_\_\_  
Mark Krausse, Executive Director  
Fair Political Practices Commission

23  
24  
25 Dated: \_\_\_\_\_

\_\_\_\_\_  
Dick Frank, individually and on behalf of  
Re-elect Dick Frank Assessor, Respondents

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IT IS SO ORDERED.

Liane M. Randolph, Chairman  
Fair Political Practices Commission